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CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
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6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE DISTRICT OF ARIZONA  
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9 United States of America,

10 Plaintiff,

11 vs.

12 Dennison Etsitty,

13 Defendant.  
14 \_\_\_\_\_

CR-96-0004-01-PCT-SMM  
CR-05-1057-01-PCT-SMM

**ORDER**

15  
16 A detention hearing and a preliminary revocation hearings on the Petitions on  
17 Supervised Release were held on November 2, 2009.

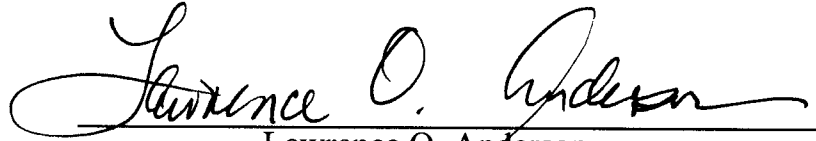
18 **THE COURT FINDS** that the Defendant has knowingly, intelligently, and  
19 voluntarily waived his right to a detention hearing and a preliminary revocation hearing and  
20 has consented to the issue of detention being made based upon the allegations in the Petition.

21 **THE COURT FURTHER FINDS** that the Defendant has failed to sustain his burden  
22 of proof by clear and convincing evidence pursuant to Rule 32.1(a)(6), FED.R.CRIM.P., that  
23 he is neither a flight risk nor a danger to the community. *United States v. Loya*, 23 F.3d 1529  
24 (9th Cir. 1994).  
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**IT IS ORDERED** that the Defendant shall be detained pending further order of the court.

DATED this 3<sup>RD</sup> day of November, 2009.

A handwritten signature in cursive script, reading "Lawrence O. Anderson". The signature is written in dark ink and is positioned above a horizontal line.

Lawrence O. Anderson  
United States Magistrate Judge